

REMARKS

The Office Action

Claims 83, 87, and 88 are pending and under examination. Claims 114-149 are currently withdrawn as they do not encompass the elected species. With this reply applicants request that claims 114-149 be rejoined. Claim 83 stands rejected under 35 U.S.C. § 102 for lack of novelty. This rejection is addressed below.

Rejection Under 35 U.S.C. § 102

Claim 83 stands rejected under 35 U.S.C. § 102(e) as anticipated by Kemp (U.S. Patent No. 5,688,760). As a basis for each of this rejection, the Examiner has identified in figure 1 of Kemp the subsequence KKKRRTRSAW beginning at residue 102 as containing the stabilizing sequence KKKRR and the pharmacologically active peptide TRSAW (parathyroid hormone related peptide). Applicants have addressed this rejection by amendment of claim 83.

With this reply claim 83 has been amended to delete parathyroid hormone related peptide from the list of pharmacologically active peptides.

In view of the amendment to claim 83, applicants request that the rejection for lack of novelty be withdrawn.

Rejoinder

Claims 114-149 are presently withdrawn from consideration as being directed to a non-elected species. Applicants submit that, with this reply, claims 83, 87, and 88 are now allowable. Applicants request rejoinder of withdrawn claims 114-149 with the allowance of generic claim 83 as provided by 37 C.F.R. § 1.141.

CONCLUSION

Applicants submit that the claims are now in condition for allowance and such action is respectfully requested. To expedite prosecution applicants request a telephonic interview with the Examiner to discuss any remaining rejections. The Examiner is invited to call the undersigned at 617-428-0200.

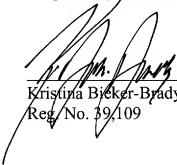
Enclosed is a Petition to extend the period for replying to the Office action for one month, to and including Friday September 18, 2009, and authorization to charge the Deposit account for the required extension fee.

If there are any additional charges or any credits, please apply them to Deposit Account No. 03-2095.

Respectfully submitted,

Date:

September 18, 2009



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